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Representing the United States of America

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOSE BUENROSTRO,

Defendant.

Case No. 2:17-cr-00267-APG-GWF

**STIPULATION TO CONTINUE
GOVERNMENT'S RESPONSE TO
DEFENDANT'S MOTION TO SUPPRESS
AND EVIDENTIARY HEARING ON
DEFENDANT'S MOTION TO SUPPRESS
(First Request)**

IT IS HEREBY STIPULATED AND AGREED, by and between, the United States of America, through the undersigned, together with Crane Pomerantz, Esq., counsel for defendant JOSE BUENROSTRO, that the Government's Response to Defendant's Motion to Suppress currently due on March 15, 2019, be vacated and continued for two weeks, with a new due date of March 29, 2019. Additionally, the Evidentiary Hearing on Defendant's Motion to Suppress currently set for March 27, 2019 at 9:30 a.m. also be vacated and continued for a time convenient to this Court but no sooner than two weeks from that date.

This stipulation is entered for the following reasons:

1. The government needs additional time to research and review Defendant's Motion to Suppress and file a response.

2. The parties agree to the continuance.
3. The defendant is currently in custody and agrees to the continuance.
4. For the reasons stated above, the ends of justice would best be served by a continuance of the government's response deadline and evidentiary hearing.
5. The additional time requested by this stipulation is made in good faith and not for purposes of delay.
6. Additionally, denial of this request for continuance could result in a miscarriage of justice.
7. The additional time requested by this stipulation is excludable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(1)(D) and 3161(h)(7) and Title 18, United States Code, Section 3161(h)(7)(A) when considering the factors under Title 18, United States Code, Sections 3161(h)(7)(B), 3161(h)(7)(B)(i), and 3161(h)(7)(B)(iv).
8. This is the first request for a continuance filed herein.

Dated this 15th day of March, 2019

NICHOLAS A. TRUTANICH
United States Attorney

/s/
ALEXANDRA MICHAEL
Assistant United States Attorney

/s/
CRANE POMERANTZ
Counsel for Defendant JOSE BUENROSTRO

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOSE BUENROSTRO,

Defendant.

Case No. 2:17-cr-00267-APG-GWF

**ORDER GRANTING STIPULATION TO
CONTINUE GOVERNMENT'S
RESPONSE TO DEFENDANT'S MOTION
TO SUPPRESS (ECF No. 45) AND
EVIDENTIARY HEARING ON
DEFENDANT'S MOTION TO SUPPRESS
(ECF No. 46)**

(First Request)

FINDING OF FACTS

_____ This stipulation is entered for the following reasons:

1. The government needs additional time to research and review Defendant's Motion to Suppress and file a response.
2. The parties agree to the continuance.
3. The defendant is currently in custody and agrees to the continuance.
4. For the reasons stated above, the ends of justice would best be served by a continuance of the government's response deadline and evidentiary hearing.
5. The additional time requested by this stipulation is made in good faith and not for purposes of delay.
6. Additionally, denial of this request for continuance could result in a miscarriage of justice.

1 7. The additional time requested by this stipulation is excludable in computing
2 the time within which the trial herein must commence pursuant to the Speedy
3 Trial Act, Title 18, United States Code, Section 3161(h)(1)(D) and 3161(h)(7)
4 and Title 18, United States Code, Section 3161(h)(7)(A) when considering the
5 factors under Title 18, United States Code, Sections 3161(h)(7)(B),
6 3161(h)(7)(B)(i), and 3161(h)(7)(B)(iv).

8 8. This is the first request for a continuance filed herein.

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11 **ORDER**

12 Based on the pending Stipulation of counsel, and good cause appearing therefore, **IT**
13 **IS HEREBY ORDERED**, that Government's Response to Defendant's Motion to
14 Suppress, currently set for March 15, 2019, be vacated and continued until March 29,
15 2019. IT IS FURTHER ORDERED, that the Evidentiary Hearing for Defendant's Motion
16 to Suppress, currently set for March 27, 2019 at 9:30 a.m., be vacated and continued until
17 April 11, 2019 at 9:30 AM in Courtroom 3A.

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22 UNITED STATES MAGISTRATE JUDGE

23 DATED: 3/18/2019
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